

BILL NO. Z-79-03- 18

ZONING MAP ORDINANCE NO. Z- 16-79

16-79.

AN ORDINANCE amending the City of
Fort Wayne Zoning Map No. L-2.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,

INDIANA:

SECTION 1. That the area described as follows is hereby designated a B-3-B District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. L-2, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

The west half of lot numbered 54 in Bond's Third addition to the City of Fort Wayne, except the South 74 feet thereof, and the south 74 feet of the west half of lot numbered 54 in Bonds Third Addition to the City of Fort Wayne, according to the recorded plat thereof, a/k/a 1417 Martin Street. ALSO, the east half of lot numbered 54 in Bond's Third Addition to the City of Fort Wayne, according to the recorded plat thereof.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

Samuel J. Talarico
Councilman

APPROVED AS TO FORM
AND LEGALITY, _____

PLAINE CITY ATTORNEY

Read the first time in full and on motion by _____, seconded by _____

Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock M., E.S.T.

DATE: 3-27-79

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by _____, seconded by Hinga, and duly adopted, placed on its passage.

PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>				
<u>BURNS</u>	<u>✓</u>				
<u>HINGA</u>	<u>✓</u>				
<u>HUNTER</u>	<u>✓</u>				
<u>MOSES</u>	<u>✓</u>				
<u>NUCKOLS</u>	<u>✓</u>				
<u>SCHMIDT, D.</u>	<u>✓</u>				
<u>SCHMIDT, V.</u>	<u>✓</u>				
<u>STIER</u>	<u>✓</u>				
<u>TALARICO</u>					

DATE: 5-22-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as
(ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE
(RESOLUTION) No. 3-16-79 on the 22nd day of May 79.
ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winfred C. Max Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd
day of May, 1979, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 1st day of June, 1979,
at the hour of 9:00 o'clock A.M., E.S.T.

Robert Armstrong
MAYOR

RECEIPT

Date 3-1 1979 No. 10721Received From Helmke, Beavers, Breyer - WagnerAddress 309 Standard Blvd.Pay 07/80 Dollars \$ 50.00For rezoning R3 to B3B

ACCOUNT		HOW PAID		By
AMT. OF ACCOUNT		CASH		
AMT. PAID		CHECK	<input checked="" type="checkbox"/>	
BALANCE DUE		MONEY ORDER		

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on March 27, 1979, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-03-18; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on April 16, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held April 23, 1979.

Certified and signed this
24th day of April 1979.

Thomas G. Adams

Thomas Adams
Secretary

Bill No. 2-79-03-18

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. I-2

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do. PASS.

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

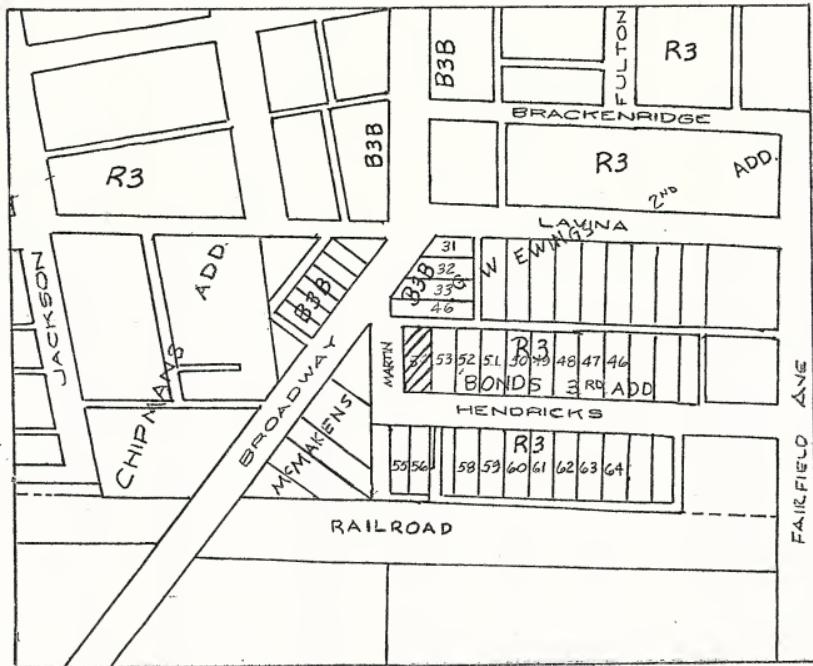
VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

John Nuckols
Samuel J. Talarico
Vivian G. Schmidt
James Stier
William T. Hinga

5-22-79
CONCURRED IN
DATE 5-22-79 CHARLES W. WESTERMAN, CITY CLERK



REZONE FROM R3 TO B3B

Z-79-03-18

MAP NO. L-2

PREPARED BY: B.W.

3-9-79

I/We Max L. Poorman and Mabel Poorman

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R-3 District to a/an B 3 B District the property described as follows:

The west half of lot numbered 54 in Bond's Third addition to the City of Fort Wayne, except the South 74 feet thereof, and the south 74 feet of the west half of lot numbered 54 in Bonds Third Addition to the City of Fort Wayne, according to the recorded plat thereof, a/k/a 1417 Martin Street. ALSO,

The East 1/2 of Lot Numbered 54 in Bond's Third Addition to the City of Fort Wayne, according to the recorded plat thereof.

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Max L. Poorman

1212 Park New Haven, IN

Max L. Poorman

Mabel Poorman

1212 Park New Haven IN

Mabel Poorman

(Name)

(Address & Zip Code)

(Signature)

(If additional space is needed, use reverse side)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for continuances or requests that ordinances be taken under advisement shall be filed, in writing, in the office of Community Development and Planning, by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for the meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance. (FILING FEE: \$50.00)

Name and address of the preparer, attorney or agent, Max L. Poorman, 309 Franklin Street, Suite 100, HOME-749-1338
Office: 1417 Martin Street, Fort Wayne, Indiana, OFFICE-422-3534
(Name) Max L. Poorman HOME (Address & Zip code) 46774 (Telephone Number)

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoning

Owners of Property

(Name)

(Address & Zip Code)

(Signature)

4425

Admn. Appr.

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE Lot #54 in Bond's Third Addition to the City of Fort Wayne, Indiana, more commonly known as 1417 Martin Street.

EFFECT OF PASSAGE Property is now zoned R-3 District - Multiple Family.

Property will become B-3-B District - General Business.

EFFECT OF NON-PASSAGE Property will remain R-3 District - Multiple Family.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) /

(ASSIGN TO COMMITTEE (J.N.) /



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk -- room 122

June 1, 1979

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of June 6 and June 13, 1979, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common
Council of Fort Wayne, Indiana

Bill No. G-79-03-17
General Ordinance No. G-11-79

Bill No. Z-79-03-18
Zoning Map Ordinance No. Z-16-79

Bill No. Z-79-03-21
Zoning Map Ordinance No. Z-17-79

Bill No. Z-78-03-22
Zoning Map Ordinance No. Z-18-79

Please send us 12 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

Charles W. Westerman
City Clerk

CWW/ne

ENCL: 1

LEGAL NOTICE

Notice is hereby given that on the 22nd day of May, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. G-79-03-17 -- General Ordinance No. G-11-79, being AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a certain alley.

Notice is hereby given that on the 22nd day of May, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-03-18 -- Zoning Map Ordinance No. Z-16-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-2

Notice is hereby given that on the 22nd day of May, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-79-03-21 -- Zoning Map Ordinance No. Z-17-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-38 and Repealing Zoning Map Ordinance No. Z-15-78

Notice is hereby given that on the 22nd day of May, 1979, the Common Council of the City of Fort Wayne, Indiana in a Regular Session did pass the following Bill No. Z-78-03-22 -- Zoning Map Ordinance No. Z-18-79, being AN ORDINANCE amending the City of Fort Wayne Zoning Map No. G2

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana do hereby certify that Bill No. G-79-03-17 -- General Ordinance No. G-11-79; Bill No. Z-79-03-18 -- Zoning Map Ordinance No. Z-16-79; Bill No. Z-79-03-21 -- Zoning Map Ordinance No. Z-17-79; and Bill No. Z-78-03-22 -- Zoning Map Ordinance No. Z-18-79, were passed by the Common Council on the 22nd day of May, 1979, and said Ordinances were duly signed and approved by the Mayor on the 1st day of June, 1979, and now remains on file and on record in my office.

Copies of said Bill No. G-79-03-17 --- General Ordinance No. G-11-79; Bill No. Z-79-03-18--- Zoning Map Ordinance No. Z-16-79; Bill No. Z-79-03-21 --- Zoning Map Ordinance No. Z-17-79; and Bill No. Z-78-03-22 --- Zoning Map Ordinance No. Z-18-79 will be posted in the following places in Fort Wayne, Allen County, Indiana.

- (1) The main floor lobby of the City-County Building
- (2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library
- (3) The bulletin board in the lobby at the East Door of the Allen County Court House

Legal Notice

Page 2

Copies of said Bill No. G-79-03-17 --- General Ordinance No. G-11-79; Bill No. Z-79-03-21 --- Zoning Map Ordinance No. Z-16-79; Bill No. Z-79-03-21 --- Zoning Map Ordinance No. Z-17-79; and Bill No. Z-78-03-22 --- Zoning Map Ordinance No. Z-18-79 will be available for reading in the following places in Fort Wayne, Allen County, Indiana.

- (1) Reference Room in the north end of the main floor in said Downtown Public Library
- (2) The Journal of the Common Council Proceedings in the Office of the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana

Charles W. Westerman

Charles W. Westerman
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fulfilled and posted the above ordinances in the designated places as stated above on June 6, 1979

Charles W. Westerman

Charles W. Westerman
City Clerk

Common Council of the City of Fort Wayne
 (Governmental Unit)
To..... **JOURNAL-GAZETTE**..... Dr.Allen

County, Ind.

FORT WAYNE, INDIANA**LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) – number of equivalent lines _____

Head number of lines

86

Body number of lines

2

Tail number of lines

88

Total number of lines in notice

COMPUTATION OF CHARGES

88 lines, 1 columns wide equals 88 equivalent lines at ..259 \$ 22.79

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) 10 extra .50

5.00**TOTAL AMOUNT OF CLAIM.****\$ 27.79****DATA FOR COMPUTING COST**

Width of

79, and Bill No. Z-78 03 22—Zoning Map Ordinance No. Z-18-79, were passed by the Common Council on 22nd day of May, 1979, and said Ordinances were duly signed and approved by the Mayor on the 1st day of June, 1979, and are now on file and on record in my office. Copies of said Bill No. G-79-03-17, General Ordinance No. Z-18-79, and Bill No. Z-78 03 22—Zoning Map Ordinance No. Z-18-79 will be on file in the following places in Fort Wayne, Allen County, Indiana:

(1) The main floor lobby of the City Council Chambers, 100 S. Main Street.

(2) The bulletin board in the lobby of the Downtown Fort Wayne Public Library.

(3) The bulletin board in the lobby at the East Door of the Allen County Courthouse.

Copies of said Bill No. G-79-03-17, General Ordinance No. G-11-79; Bill No. G-79-03-21, General Ordinance No. Z-16-79; Bill No. Z-79-03-21—Zoning Map Ordinance No. Z-17-79; and Bill No. Z-78 03 22—Zoning Map Ordinance No. Z-18-79 will be available for reading in the following places in Fort Wayne, Allen County, Indiana:

(1) Reference Room in the North Branch of the Allen County Public Library.

(2) The Journal of the Common Council, 100 S. Main Street, in the City Clerk of Fort Wayne, Indiana, Room 122, City-County Building, Fort Wayne, Indiana.

CHARLES W. WESTERMAN
City Clerk

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fully acknowledge that the above ordinances in the designated places as stated above on June 6, 1979.

CHARLES W. WESTERMAN
City Clerk

6/6/13

Size of type 5 1/2 point

Size of quad upon which type is cast, 5 1/2

Pursuant to the provisi-

No. 22nd day of May, 1979, and I hereby certify that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

I hereby certify that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

June 13

Date.....

Title **CLERK****PUBLISHER'S AFFIDAVIT**

County SS:

By appeared before me, a notary public in and for said county and state, the _____

ARVILLA DEWALD

..... who, being duly sworn, says

..... of the

JOURNAL-GAZETTE**CLERK****DAILY**

newspaper of general circulation printed and published

English language in the city of **FORT WAYNE, INDIANA**

and county aforesaid, and that the printed matter attached hereto is a true copy,

as duly published in said paper for **two times** the dates of publication beingas follows: **6/6 - 6/13/79**Subscribed and sworn to before me this **13th** day of **June** **1979**My commission expires **September 28, 1979**

Notary Public

Common Council of the City of Fort Wayne
(Governmental Unit)

To..... JOURNAL-GAZETTE..... Dr.

Allen..... County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 10 extra .50

TOTAL AMOUNT OF CLAIM.

\$ 27.79

DATA FOR COMPUTING COST

Width of single column 9.9 ems Size of type 5 1/2 point

2 Number of insertions Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

June 13 79
Date, 19

Title..... CLERK.....

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned..... ARVILLA DEWALD..... who, being duly sworn, says

that she is..... CLERK

JOURNAL-GAZETTE

a..... DAILY..... newspaper of general circulation printed and published in the English language in the city of..... FORT WAYNE, INDIANA..... town of.....

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for..... two times..... the dates of publication being as follows: 6/6 - 6/13/79

Subscribed and sworn to before me this 13th day of June 1979

Notary Public

September 28, 1979

My commission expires.....



Common Council of the City of Fort Wayne

(Governmental Unit)

Allen

County, Ind.

To.....NEWS-SENTINEL.....Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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27.79

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AMOUNT OF CLAIM.

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column 9.9 cms

Size of type 5 1/2 point

2 ions

Size of quad upon which type is cast 5 1/2

Penalties of Ch. 89., Acts 1967.

The account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same

V. E. Gerken

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, *V. E. GERKEN*, who, being duly sworn, says that she is

CLERK

of the

NEWS-SENTINEL

a..... DAILY, newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows:

6/6 - 6/13/79

13th

V. E. Gerken

Subscribed and sworn to before me this day of

19

September 28, 1979 *Harold* Notary Public *W.W.*

My commission expires.

Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, fully posted and filed the above ordinances in the designated places as stated above on June 6, 1979
CHARLES W. WESTERMAN
City Clerk

Common Council of the City of Fort Wayne

(Governmental Unit)

Allen

County, Ind.

To NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

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June 13 1979

Title.....

CLERK

V.E. Gerken

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows: 6/6 - 6/13/79

13th

V.E. Gerken

Subscribed and sworn to before me this day of

19

September 28, 1979

Notary Public

My commission expires

